"EXCISE ARRESTS UNFAIRLY MADE"

Magistrate Breen Scores Police Methods in Sunday Violation Cases-Discharges Saloon-Keepers Brought Before Him.

INJUSTICE TO BARTENDERS.

Taye Law Does Not Intend to Perse Crane Also Discharges Alleged Violators of Sunday Ordinance.

Magistrate Matthew P. Breen, in Yorkville Court, to-day, delivered he declared that the method adopted by the police in making arrests for Sunday riolations is all wrong and does not ide with Mayor Low's interpre-

Twelve were taken out of licensed hopers method of paying the salaries tels. They were all discharged. The of janitors of the public schools. At three held were ordinary saloon keep- present they are paid sums varyin

In the cases of the hotel-keepers the plain clothes men had ordered beer as the law requires.

The Magistrate maintained that the parkeeper had a right to presume that I meal was to be ordered.

Unfairness in Methods. seems to me." he said, "that there tanded to persecute the saloon-keepers.

of enforcement of the law, and the police in their method are not upholding Mayor Low's view of a liberal interpretation of the law.
"In some instances I have had cases before me in which the policeman has gone into a saloon or a hotel disguised a few minutes before the hour that makes it lilegal to sell spirits. They order drinks and keep on ordering them until after the closing hour, perhaps a minute after, and then anhounce their maintain the system.

Timothy Healy spoke in favor of the proposed to the change and has pointed over \$300,000 to the city.

Senator Guy said the change would eventually result in a three-platoon system of helpers, and that in a few years the would require a million and a half to maintain the system.

Timothy Healy spoke in favor of the proposed to the change and has pointed over \$300,000 to that it will result in an expense of over \$300,000 to the city.

Senator Guy said the change would eventually result in a three-platoon system of helpers, and that in a few years the would require a million and a half to maintain the system.

Timothy Healy spoke in favor of the proposed to the change and has pointed over \$300,000 to the city.

minute after, and then announce their emitty and an arrest follows.
"That is not fair. How does the city "That is not fair. How does the city here the excise law is very conservative, when an officer sees the law being olated he notifies the innikeeper that it after hours. He does not arrest him sheak after him as though he was a steer of a criminal."

Severe in Its Indictments fo Simple Assault. Judge Warren W. Foster, in Part 1

of General Sessions, to-day called the attention of the Grand Jury to the frequent indictments for assault in the first degree filed in cases where the evidence did not justify a charge of aseault in the second degree. "We have," Judge Foster told the

Grand Jury, "cases where there is nothing more than a slapping of the face, the blacking of an eye or a klokface, the blacking of an eye or a kick-ing of the snins indicted as assault in the first degree, the penalty for which orime is twenty years' imprisonment. It is not right that the stigma of as-rault in the first degree should be placed upon every person who gets into a barroom or a tenement-house brawl."

Judge Foster said that he had been compelled during this term to accept pleas of lesser degrees because of this actor by the Grand Jury.

CATERER WINS HIS SUIT.

Young Gimbernet Most Pay \$657.25 for Food and Refreshments.

Louis Sherry, the Fifth avenue caterer, to-day obtained a judgment in the City Court for \$657.25 against Julius R. Gim- Washington and the South is cut off topernet, a wealthy young man who has day owing to the wreck of the bridge considerable property held in trust. Counsel for plaintiff consented that the judgment should be entered. In his complaint Sherry says that "between the second of June, 1902, and the light of February, 1902, he furnished and supplied the defendant, at his request, refreshments, food, &c., and made discussements in connection therewith, at cartain is reed prices, which prices being the reasonable value of such refreshments, food," &c.

SHIPPING NEWS.

ALMANAC FOR TO-DAY THE TIDES. 5.16 Moon rises 5.00

High Water. Low Water A. M. P.M. A.M. P.M. crash. Univerself and 6.28 7.00 12.60 1.00 The Call Gate Ferry. 8.31 8.53 2.02 2.32 thrown PORT OF NEW YORK.

ARRIVED

INCOMING STEAMSHIPS.

FROING STEAMSHIPS BAHLED TO-DAY.

JANITORS' SALARIES **CAUSE DISCUSSION**

Board of Estimate Hears Arguments for and Against Proposed Change in Paying Employees of the Public Schools.

SENATOR GUY OPPOSES IT.

Declares that if Helpers Are Paid Direct Through Board of Educa tion the Amount Required Wil Eventually Reach \$1,500,000.

The Board of Estimate and Appoi ng lecture on excise arrests, in which on the estimates of the various depart the last two weeks.

former State Senator Charles L. Guy tho until recently was a member o the Board of Education. He objected ore the Magistrate for excise violations. to the proposition of changing the from about \$2.000 to \$4.000 per year, ac cording to the size of the school they care for. Out of these sums they emwithout saying anything about a meal pley and pay for their help and clean

When the budget of the Board of Edu \$360,000 was asked for for 1904 for the purpose of changing the old system and paying the helpers direct through the is an element of unfairness in the meth- Board of Education. The change, if ods adopted by the police in making ex- adopted, will result in the grading o tise arrests. The Legislature never in- janitors' salaries and classifying the helpers. President Rogers, of the Board "The caxpayers did not want this kind of Education, has admitted that he is

ft would require a million and a half to maintain the system.

Timothy Healy spoke in favor of the proposed change. He declared that the jamtors' helpers are working for starvation wages, while the janitors are living in comfort.

Senator Guy said that the statements of Mr. Healy represented only about five cases of such practices out of 600 schools. He declared that "starvation wages" had not been paid.

Would Transfer Guilty Janitors.

Senator Guy said that it is possible.

REPRIMAND FOR GRAND JURY. BRIDGE GIVES WAY.

Seven Pullman Sleepers Attached to "F. F. V." Limited Stop in Time When Structure Over Potomac Collapses.

WASHINGTON, Oct. 19 .- The passengers in the seven Pullman cars attached o the "F. F. V." limited train of the Chesapeake and Ohio Railroad had what is considered by railroad men one of the which spans the Potomac River here. bat of a tramp who was stealing a ride on the front end of the first bag-

gage car. This car plunged into the river when the bridge collapsed and is now submerged in the water. All railroad communication between

engine jumped forward but the old woodwork gave way and the tender plunged through into the river, carrying with it the first baggage car. The engine landed safe, the couplings giving way as the tender went down. The second baggage car tipped down at the front end but

the Pullmans came to a stop with a A.M. P.M. 12.30 1.00 The passengers were awakened and 12.00 1.00 thrown into a panic until quieted by the trainmen. All hurriedly grabbed their belongings and made their way the trestie to the Washington Brunswick end of the bridge.

The bridge was old and shaky and was the only one leading out of Washangton over which the railroads to the Bouth ran. It was built originally in 809 and was destroyed by the British in 1814, and then rebuilt. It was again rebuilt in sections after the civil war and Congress passed a offi last spring providing for a new bridge to take its place. The new bridge is now in the course of construction but will not be completed for several months.

IT DEPENDS.



GEMS WORTH \$3,000 LOST DURING DRIVE

THREATENED BY

of Kings County, Alarmed Be-

cause He Has Made it Too

Hot for Gamblers in Brooklyn.

John S. Clarke, District-Attorney of

NEW YORKER FOUND DEAD.

Had Registered as "J. Y. Myer

at St. Louis Hotel.

ST. LOUIS, Oct. 19 .- A man who

registered as "J. Y. Meyers, New York," at the Portland, was found dead

and carried letters addressed to J. G. doore, of an East St. Louis firm of orso dealers.

SEIZED THE CRUISER.

United States Marshal Takes Pos-

session of the Chattanooga.

TRENTON, N. J., Oct. 19 .- A United

NEW YORKER HURT BY FALL

his room to-day. He was about ty years old, fashinoably dressed

BED

ROOM

PARLOR

Was Placed in the Bottom of a Runabout by Mrs. Rudolph L. Gelisser.

The Case Containing the Jewels

Rudolph L. Gelisser, who lives in a nandsome home on Neck road near loney Island avenue. Sheepshead, has of a jewelry case containing jewels val-

Mr. Gelisser and his wife were driving yesterday along the Coney Island boulevard in a runabout. They took the jewels with them, placing the case in the bottom of the buggy. After visiting some friends on East Twelfth street and Avenue C they returned along the boulg-

vard on their way home.

Reaching the house the Gelissers went inside leaving the horse and buggy tied to a hitching post. Suddenly Mrs. Gelisser remembered that she had left her jewel case behind. Upon looking for it in the buggy she discovered that it was missing.

The Gelissers believe that they were robbed but the police are of the opinion that the case was joited out of the buggy during the drive. In the case were diamond rings and several pins, one of which was the pattern of a running horse set in diamonds,

AGAINST ASPHALT MEN.

Announces Restraining De cree Will Be Signed.

Vice-Chancellor Stevenson, in Chan ery chambers, in Jersey City, to-day ounced that he would sign a decree restraining the Asphalt Company of America from exercise of its franchise in New Jersey and from collecting and paying money. The company has been pronounced insolvent by the United States Courts and receivers have been

Charles E. Hendrickson, jr., represent-Fallagher, of Philadelphia,

is considered by railroad men one of the carrowest escapes from death on record at about midnight on the Long Bridge.

One life is believed to have been lost, that of a tramp who was stealing a little of a tramp who was stealing a little of the content of the little of the content of the little of the content of the little of a tramp who was stealing a little of a tramp who was stealing a little of the li at about midnight on the Long Bridge. of New York. In 1902 there was a dethat Rawson had got some of the stolen money. Rawson had been credit man of the house for over twenty-five

years.
He was indicted, but six counts found against him were subsequently dismissed. When the first indictment was found Rawson was arrested at a fashionable musicale at Mount Vernon. He brought suit for \$100,009.

MRS. JEFFERSON DAVIS HERE. Convalescent Is at Her Home in

the Winsonia. Mrs. Jefferson Davis, who has been critically ill in Buffaio, has so far recovered as to be able to make the trip to New York, and is now at the Winsonia, in West Forty-fourth street,

where she has made her home for sev-

States Marshal to-day soized the cruiser eral years. Callers at the apartment house were Chattanooga, in course of construction told to-day that while Mrs. Davis is at the Crescent shipbuilding yards at now convalescent she is not yet able to receive visitors. She was able to be sold 50-morrow by the Sheriff of the receive visitors. p yesterday afternoon for some time and has suffered no ill effects from her re-

PILLOWS SMOTHERED BABY.

Child Turned Over on Its Face and Suffocated. While lying on a chair in the kitchen

Charles Herbert Quillan, four months

one of the pillows, thereby shutting off

BREAD SCARCE ON THUGS, HE SAYS LOWER EAST SIDE

Strike of Journeymen Bakers, squandered on a woman. Who Want More Pay and Better Sanitary Conditions.

Kings County, declared to-day that the gambling combine and a gang of nomembers of the Hebrew Journeymen offered. torious thugs in Brooklyn had threat-Bakers and Confectioners' Union are on ened him with personal violence and a strike for more pay, shorter hours and County Jail on a charge of vagrancy had raised a large sum of money to better sanftary conditions in the shops, until further particulars concerning bring about his defeat at the coming it is almost impossible to buy bread in him can be had from New York. many places and the effect of the strike

Mike Minden's saloon," said Mr. Clarke.

and others, renewed a motion for the appointment of a receiver for the company in New Jersey. He submitted a brief. His motion was ojeposed by Mr. Wintersteen, of Philadelphia Mr. Wortendey, of Jersey City, and Mr. Pollps, for Davies, Stone & Auerbach, of New York. The lawyers opposing the motion represent stockholders of the company Vice-Chancellor Stevenson took the papers and laid over the matter for a week

GOT \$25,000 VERDICT.

Echo of Palse Accusation and Arrest at Public Gathering.

WHITE PLAINS, N. Y., Oct. 19.—A is most and large of the Supreme Court, before jury 4: the Supreme Court, sustained the writ of habeas corjust of the people, and will try and avoid any personal conflict or controlled to the supreme court will later. I do not always the supreme court the suprementation of the suprementation to day is critical.

Some of the shops are in fearful saintary conditions. The last will be defeated, and that on Naturday is suitation to-day is critical.

Some of the supreme Suprement case in Menking has personal conflict or control will be defeated, and that on Naturday is suitation to-day is critical.

Some of the suprementation was pa

"The bakers had their shops guarded by policemen vesterday, but they needn't be afraid of us. The hungry people of the city will win for us."

The striking union is affiliated with the American Federation of Labor. Central Federated Union and the United

FOUND DEAD IN STEAMSHIP'S HOLD

Longshoreman Who Had Been Shut in While at Work in the Coal Bunkers Probably Was Overcome by Gas.

When the men loading coal on the Holland-American line steamship Staat-endam, lying at the foot of Fifth street. Hoboken, opened the hatchway this morning they found the dead body of James Kennedy, of No. 504 Ferry street Kennedy was a 'longshoreman and had been assisting to coal the vessel. When (Special to The Evening World.) been assisting to coal the vessel. When Skimon, of No. 49 West Forty-seventh evening it is supposed he was slow in street. New York, was seriously hurt in getting out and the hatch was shut

falling down an embankment while supervising the construction of the underground troiley wires in Bloomfield today. He was removed to St. Michael's
Hospital, this city.

No one had heard his cries and he
must have been overcome by the coal
gas. There was blood on the lower-Charles Herbert Quilan, four months old, of No. 1965 Dawson street, the NEW YORK WOMAN FOUND DEAD and he had evidently been bleeding at Brorx, was accidentally smothered to death to-day.

Mrs. Curilan had placed the baby on two pillows, that were on chairs facing each other. The colld turned over on two persons of the colld turned over on the colld turned

"Is a cord of wood much, pop?"

"Well, any son. It all depends on the supply of air.

"Well, any son. It all depends on the supply of air.

"Is a cord of wood much, pop?"

"Well, any son. It all depends on the supply of air.

"Wile the mother discovered the baby the mother discovered the baby as a successful to the supply of air.

"The PLATE LAKEWOOD, N. J., Ont. 12.—Senator Thomas A. Bendricks, who has been sentenced you are burning it or chapter in the supply of air.

"The PLATE LAKEWOOD in the discovered the baby the supply of air.

"The PLATE LAKEWOOD in the discovered the baby the supply of air.

"The PLATE LAKEWOOD is the supply of air.

"Thomas C. Piutt and his bride left roughly if for the last forly-sight hours, as it will be supply of air.

"The PLATE LAKEWOOD in the supply of air.

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"The PLATE LAKEWOOD in the supply of air."

CHARGED TO HIM California Police Arrest a Man Whom Another Says Was

BIG BANK ROBBERY

Concerned in \$100,000 Embezzlement in This City. OAKLAND, Cal., Oct. 19 .- City Mar

shal Rammage, of Haywards, has ar-rested William Carthew in that place a charge of being a defaulter in the sum of \$100,060. The arrest was made on evidence submitted by H. B. Erickson, of San Francisco. It is stated that Carthew was a confidential clerk in a John S. Clarke, District-Attorney Famine in the Staple Caused by bank in New York and white acting in the Staple Caused by bank in New York and white acting in the Staple Caused by bank in New York and white acting in

It is claimed that he fled from Ne York and came to California. Erickson, as claimed, had done busi

ness with Carthew in New York and recognized him as the missing bank clerk. He is certain, he says, that this is the man who is wanted in New York ine. This is caused by the fact that 650 and for whom a reward of \$5,000 has been

Carthew first gave the name

George Henry Rowe and stated that he These bakers turned out 600,000 six- had also been known as William Henry others, renewed a motion for the "In the gang are 'Yank' Allen and a pound loaves of bread each week, work- Dawes. He stated that he came here and others, renewed a motion for the man whose name I will not mention at ing sometimes eighteen or twenty hours from Australia and was never in a

former Grand Jury clerk, who refused to tell Deputy Superintendent of Elections John D. Maher whether he was married or single and was arrested, charged with violating section 6 of the Metropolitan Election District law, making it a mis-demeanor to refuse information to a deputy.

Justice Leventritt discharged Carleton

RUSSIA AND JAPAN HALT.

regotiations Over Manchuria and Corea Again at a Standstill. YOKOHAMA, Oct. 19.-The negotia-

tions between Russia and Japan have come to another standstill. It is thought doubtful that the Marquis Ito's view of the military occupation of Manchuria indorsed by the whole country, but it is believed that Ito is strong enough to carry his point owing to the paramount stand taken for the integrity of Corea and the open door in Machuria for all nations.

BURLINGTON'S GOOD REPORT. The annual report of the Chicago Burlington & Quincy is one of the best ever issued by the company. The gross earnings amounted to \$62,638,379. an increase over 1002 of \$8,843,134. The an increase over 102 of \$8,343,134. The increase in operating expenses amounted to \$1,859,598. The increase in net earnings was \$3,383,500. The surplus for 1902 was \$1,223,389. The surplus this year was \$1,491,538. The increase of \$3,228,149 in the surplus is an increase of almost 390 per cent.

CARDINAL STARTS WEST.

BALTIMORE, 6ct. 19 .- Cardinal Gibons, accompanied by Revs. William A. Mrs. Hendricks Still Very III.

INDIANAPOLIS, Oct. 19.—Mrs. Elliza tiendricht. Widow of Vice-President. Thomas A. Hendricks, who has been seriously ill for the last forty-sight hours, is still in a critical condition. She is attended by the season of the complete of the function of the

MRS. DEL MONTE TRIED TO MURDER MRS. MARVIN. STOCKHOLDERS MAKE A WILD SCENE AT MEETING

Police Called to Disentangle the Mix-Up of Officers and Dupes of the Building Loan Banks

A stampede of several thousand angry shareholders of the insolvent New York Building-Loan Banking Company resulted at the meeting to-day in the officer of the company on the third floor of the Constable Building, No. 111 Fifth avenue. Of the 12,000 or 14,000 shareholders some 5,000 attempted to gain admittance to the small room where the officers were prepared to meet their shareholders. The four elevators carried 2,800 persons to the offices, where they jammed every inch of space, while the meeting-room was packed with something less than 200 wildly excited people.

Outside the building Fifth avenue was almost blocked with the overflow, the fact that some four thousand of

the fact that some four thousand of the shareholders are Italians being reponsible for the presence of hundreds of Italian women, many with bank-books in one hand and babies in the other arm. The large crowd, mostly poor people, clamored for admission to the building, packed the stairways leading to the third floor and said harsh things about the officers and directors. All Action Blocked.

Within the meeting from the efforts of the officers to get some action taken by the meeting were thwarted by the shareholders. The meeting was called by the officers, with the consent of the temporary receiver, Charles M. Preston, "to devise ways and means to avoid the dissolution of the company for insolvency or other cause by reducshareholders, and for the purpose of confirming and ratifying the action of the Board of Directors at the meeting held on Sept. 10 last, at which meeting t was resolved that the sum of \$350,000 be charged pro rata against the credit to the shares of stock of the company's shareholders." This proposition meant the assessment of 20 per cent. of all stock of the company.

Joseph P. Eustace, counsel of the con-

pany, whose brother is the vice-president, stated the purpose of the meeting and the authority by which it had been

His first utterance was the signal for an outburst of indignant protests, which were shouted from all corners of the

Room Soon in Uproar.

"You hold this meeting here becaus you want to jam through a ratification of the act of the Board of Directors without the consent of the shareholders," shouted one man, shaking his fist at Lawyer Eustace. Others shouted the same thing, and in a few seconds the little room, crowded with men and

women, was in an uproar. "We've been swindled enough al-ready." cried a woman, "you can't beat us out of any more money.' Epithets were hurled at the officers, several of whom withdrew to leave the brunt of the attack on the lawyer. Wo-men screamed, while men tussed with

one another in their excitement. "I invested my life's saving of \$6,000 in this concern," shouted one woman, "and I and my family have been dis-possessed from one of the company's

Declarations against the methods the company were hurled right and left. "You've no right here," shouted one man at Mr. Eustace. "You are not even

a stockholder. Get out." Lawyer in a Quandary. Lawyer Eustace said the meeting

should be adjourned. "Take us to a larger hall," ry, "where we can have a fair meeting

The company's lawyer made the ples that there was no money in the treasury with which to pay for a hall. This caused a flash of anger all over the room, and the idea of contributions was

ridiculed. Mr. Eustace was forced out. As h was leaving the room an Italian woin the face. He made no protest and hurried out.

hurried out.

In the meantime one of the four or five hundred policemen who are stockholders, along with a like number of firemen, seeing the danger of a riotous outbreak, which would wreck the offices, called up Police Headquarters on the telephone and asked for reserves to queil the disturbance. Instead of the entire platoon, only two policemen, Levery and Dyer, were sent from the station-house. They arrived just in time to force their way through the jam on the stairways to the offices, where their presence quieted the storm centre of the excitement.

Previous to their arrival several employees of the company raised chairs and threathed to strike down the shareholders if they laid hands on the officers. They retained their threatening attitude until the officers were in safety.

Lawyer Charles S. Seltner, of No. 367

Lawyer Charles S. Seitner, of No. 367

KILLED BY ONE OF HIS OWN HORSES

Animals He Had Driven for Years and One Steps on Him. Crushing His Skull.

Frank Euch, who for years has been driver for Schwarzchild & Sulzberger, a driver for Schwarzchild & Sulzberger, wholesale packers, was instantly killed by one of his horses early, to-day at Washington Market. The man was sixty years old and lived with his family at No. 231 Bast Forty-eighth street.

Euch took his team from the firm's stables at Hewitt street and Thirteenth avenue and drove to the market, as was nis daily custom. The blankets for the horses were on the seat, and he started to walk out on the pole between the horses and they became the horses and they became frightened and started. The rear horse of one of the animals, heavily shod, struck the man on the forehead and he lay motionless. An ambulance came from St. Vincent's Hospital, but Euch was dead.

PARIS. Oct. 19 .- The condition of Mr.

Life in

New York is like life in a desert unless

you have Telephone service at your residence. Send us your name and address and one of our agents will call and tell you about the low rates.

15 Doy Street Headaches

NEW YORK TELEPHONE COMPANY.

Glasses. Are you a victim of headaches? Did it ever occur to you to inquire

into the cause? 90% of headaches are caused by strained or imperfect eyes. You see perfectly—that may be—but by overtaxing the delicate muscles of the eyes you impose upon them more work than they are able to do—hence the pain and the aches. I have freed thousands from per-sistent headaches by the application of glasses after all other remedies

had failed. My methods of ex-amination are scientific and infallible. Glasses, If Needed, \$1 Up.

Lifelike Artificial Eyes, \$3. M.H. Harris OPTICAL SPECIALIST, 348 Sixth Av. (bet. 21st. & 22d sts.)

SPECIAL FOR TUESDAY.

Peenn Cream Kisses lb. 100 Chocolate Cream Peppermints. 54 BARCLAY ST.

29 CORTLANDT ST

CREDIT LOWEST CASH STORE PRICES Only \$1 a Week.
No Annoying Investigations Here National Outfitting Co., 166 West 23d St. New York. 62 West 125th St. New York. 68 Newark Ave., Jersey City.

"They Fit." We will make to your order a Suit for \$15.00 Hurtubise 1438 Broadway,

axative Bromo Ouming Cures a Cold in One Day, Grip in 3 Dev

Near 40th St. Holland Bles

Dac-T-Ra Eyeglass Clip 50c. Does not silp, pinch or leave marks. Sold only at 50 West 125th st. near Lenox av.; 312 Madisos av., 41st & 42d sts; 2880 3d sv., 150th & 151st sta. DACHTERA BROS., outleans, sole patentees. Prescriptions filled.

HRL on No. 5 collar machine. Sterling Laundry, 155 W. 50th st. GOD strong woman to wash; steady work. Chelsea Steam Laundry, 286 8th av.

S Cents Per Line-14 Word Ad. 25 Cents HMAN: must be first class: marker an orter on collars and cuits. Sterlinger, 185 W. south st.

PILE OIL piles, constitution, etc. write piles, constitution, etc. write with the piles, constitution, etc. write piles, constitution and piles, constitution and piles, with the piles, w. Y. Laundry Wants-Female. 5 Cents Per Line-14 Word Ad. 25 Cents.

Laundry Wants-Male.